

1 James J. Pisanelli, Esq., Bar No. 4027

2 JJP@pisanellicom

3 Debra L. Spinelli, Esq., Bar No. 9695

4 DLS@pisanellicom

5 PISANELLI BICE PLLC

6 400 South 7th Street, Suite 300

7 Las Vegas, Nevada 89101

8 Telephone: 702.214.2100

9
10 *Attorneys for Dennis T. D'Antonio,
11 Joshua T. Mallin, Weg and Myers, P.C.,
12 Shan Davis, and Davis / Stibor*

13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 TAMARES LAS VEGAS PROPERTIES, LLC,
16 PLAZA HOTEL & CASINO, LLC; and
17 T-UPR, LLC,

18 v.
19 Plaintiffs,

20 THE TRAVELERS INDEMNITY COMPANY,

21 Defendant.

22 CASE NO.: 2:16-cv-02933-JAD-NJK

23 **STIPULATION AND ORDER
24 REGARDING BRIEFING SCHEDULE ON
25 TRAVELERS' INDEMNITY COMPANY'S
26 MOTION FOR ATTORNEYS' FEES AND
27 EXPENSES (ECF No. 265) WITH
28 RESPECT TO PLAINTIFFS' COUNSEL**

(SECOND REQUEST) ECF No. 270

16 Dennis T. D'Antonio, Esq., Joshua T. Mallin, Esq. and Shan Davis, Esq. (collectively
17 "Plaintiffs' Counsel"), together with Defendant, The Travelers Indemnity Company ("Travelers"),
18 by and through their respective counsel, hereby agree and stipulate as follows:

19 1. In response to a Stipulation and Order Re: Page Limits and Briefing Schedule
20 Concerning Travelers' Post-Judgment Motion for Attorneys' Fees and Costs, dated
21 December 8, 2022 (ECF No. 264), the Court set a briefing schedule for Plaintiffs'
22 Counsel to respond to Travelers' Motion for Attorneys' Fees and Expenses
23 (the "Motion for Fees") (ECF No. 267);

24 2. In late December, 2022, Plaintiffs' Counsel retained Pisanelli Bice PLLC to
25 represent them with respect to the Motion for Fees (ECF No. 269), and its newly
26 retained counsel was then stricken with the flu;

27 3. In light of the foregoing, Plaintiffs' Counsel and Travelers agree and stipulate as
28 follows:

PISANELLI BICE
400 SOUTH 7TH STREET, SUITE 300
LAS VEGAS, NEVADA 89101

1 a. Plaintiffs' Counsel shall file and serve a single, joint opposition to the
2 Motion for Fees of no more than 48 pages (excluding exhibits) on or before
3 February 3, 2023; and
4 b. Travelers may file and serve a reply brief in response to the opposition of
5 Plaintiffs' Counsel on or before March 3, 2023. Said reply shall be limited
6 to 18 pages (excluding exhibits).
7 4. This Stipulation shall not affect the deadlines for filing and service of *Plaintiffs'*
8 opposition to the motion for fees (January 20, 2023), or Travelers' reply thereto
9 (February 10, 2023), which were agreed to by separate Stipulation (ECF No. 263)
10 and so-ordered by the Court on November 22, 2022 (ECF No. 264).
11 5. The Plaintiffs agree to this Stipulation.

12 IT IS SO STIPULATED.

13 DATED this 18th day of January, 2023.

13 DATED this 18th day of January, 2023.

14 PISANELLI BICE PLLC

14 ROBINSON COLE LLP

15 By: /s/ Debra L. Spinelli
16 James J. Pisanello, Esq., #4027
16 Debra L. Spinelli, Esq., #9695
17 400 South 7th Street, Suite 300
17 Las Vegas, Nevada 89101

15 By: /s/ Gregory P. Varga
16 Gregory P. Varga, Esq. (*pro hac vice admitted*)
16 J. Tyler Butts, Esq. (*pro hac vice admitted*)
17 280 Trumbull Street
17 Hartford, CT 06103

18 *Attorneys for Dennis T. D'Antonio,
19 Joshua T. Mallin, Weg and Myers, P.C.,
19 Shan Davis, and Davis / Stibor*

18 Amy M. Samberg, Esq.

18 Lee H. Gorlin, Esq.

18 CLYDE & CO LLP

18 7251 West Lake Mead Boulevard, Ste 430
18 Las Vegas, Nevada 89128

20 DATED this 18th day of January, 2023.

20 *Attorneys for Defendant The Travelers
21 Indemnity Company*

22 BROWNSTEIN HYATT FARBER
22 SCHRECK, LLP

23 By: /s/ Patrick J. Reilly
24 Frank M. Flansburg, Esq., #6974
24 Patrick J. Reilly, Esq., #6103
25 100 North City Parkway, Suite 1600
25 Las Vegas, Nevada 89106

26 *Attorneys for Plaintiffs*

PISANELLI BICE
400 SOUTH 7TH STREET, SUITE 300
LAS VEGAS, NEVADA, 89101

ORDER

Based on the parties' stipulation [270] and good cause appearing, IT IS HEREBY ORDERED that the stipulation is approved and (1) Plaintiffs' Counsel must file and serve a single, joint opposition to the Motion for Fees of no more than 48 pages (excluding exhibits) on or before February 3, 2023; and (2) Travelers may file and serve a reply brief in response to the opposition of Plaintiffs' Counsel on or before March 3, 2023, limited to 18 pages (excluding exhibits).

UNITED STATES DISTRICT JUDGE

DATED: 1-23-23

PISANELLI BICE
400 SOUTH 7TH STREET, SUITE 300
LAS VEGAS, NEVADA 89101